

AFFIDAVIT OF SERVICE BY MAIL

STATE OF NEW YORK)
) s.s.:
COUNTY OF NASSAU)

Kathleen C. Witt, being duly sworn, deposes and says that deponent is not a party to the action, is over 18 years of age and resides in **Mineola, New York**.

That on November 16, 2007, deponent served the within **MEMORANDUM OF LAW IN SUPPORT OF DEFENDANTS' MOTION TO DISMISS** upon:

Mr. Anthony Crivello Russo
Plaintiff, *Pro Se*
Mid-State Correctional Facility
DIN: 05A5228
P.O. Box 2500
Marcy, New York 13403

Office of the New York State Attorney General
Attorney for Defendants
JAN B. GOLDING, KEVIN M.
CHORZEMPA and JOSEPH V. VOUSDEN
120 Broadway
New York, New York 10271-0332

the addresses designated by said attorney(s) for that purpose by depositing a true copy of same enclosed in a postpaid properly addressed wrapper, in an official depository under the exclusive care and custody of the United States Post Office Department within the State of New York.

Kathleen C. Witt
Kathleen C. Witt

Sworn to before me this 16th
day of November, 2007.

Jennifer E. Sherven
NOTARY PUBLIC

JENNIFER E. SHERVEN
Notary Public, State of New York
No. is 02SH6147051
Qualified in Nassau County
Commission Expires May 30, 2010